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SOUTHERN DISTRICT OF CALIFORNIA

'08 CR 2032

JLS

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

January 2007 Grand Jury

UNITED STATES OF AMERICA, ) Criminal Case No. \_\_\_\_\_  
Plaintiff, )  
v. ) I N D I C T M E N T  
JOSE BAUDILO GASTELUM, ) Title 8, U.S.C.,  
Defendant. ) Sec. 1324(a)(2)(B)(ii) -  
Bringing in Illegal Aliens for  
Financial Gain; Title 18, U.S.C.,  
Sec. 2 - Aiding and Abetting  
Title 8, U.S.C.,  
Secs. 1324(a)(1)(A)(ii) and  
(v)(II) - Transportation of  
Illegal Aliens and Aiding  
and Abetting; Title 18, U.S.C.,  
Sec. 3147 - Commission of Offense  
While on Pretrial Release

The grand jury charges:

Count 1

On or about June 5, 2008, within the Southern District of California, defendant JOSE BAUDILO GASTELUM, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Jose Alberto Toledo-Corrales, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien for the purpose of commercial advantage and private financial gain; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii), and Title 18, United States Code, Section 2.

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Count 2

On or about June 5, 2008, within the Southern District of California, defendant JOSE BAUDILO GASTELUM, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Jose Alberto Toledo-Corrales, had come to, entered and remained in the United States in violation of law, did transport and move said alien within the United States in furtherance of such violation of law; in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(ii) and (v)(II).

Count 3

On or about June 5, 2008, within the Southern District of California, defendant JOSE BAUDILO GASTELUM, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that an alien, namely, Blanca Morado-Lopez, had not received prior official authorization to come to, enter and reside in the United States, did bring to the United States said alien for the purpose of commercial advantage and private financial gain; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(ii), and Title 18, United States Code, Section 2.

Count 4

On or about June 5, 2008, within the Southern District of California, defendant JOSE BAUDILO GASTELUM, with the intent to violate the immigration laws of the United States knowing and in reckless disregard of the fact that an alien, namely, Blanca Morado-Lopez, had come to, entered and remained in the United States in violation of law, did transport and move said alien within the United

1 States in furtherance of such violation of law; in violation of  
2 Title 8, United States Code, Sections 1324(a)(1)(A)(ii) and (v)(II).

3 Count 5

4 On or about June 5, 2008, within the Southern District of  
5 California, defendant JOSE BAUDILO GASTELUM, with the intent to  
6 violate the immigration laws of the United States, knowing and in  
7 reckless disregard of the fact that an alien, namely, Ernesto  
8 Martinez-Mosqueda, had not received prior official authorization to  
9 come to, enter and reside in the United States, did bring to the  
10 United States said alien for the purpose of commercial advantage and  
11 private financial gain; in violation of Title 8, United States Code,  
12 Section 1324(a)(2)(B)(ii), and Title 18, United States Code,  
13 Section 2.

14 Count 6

15 On or about June 5, 2008, within the Southern District of  
16 California, defendant JOSE BAUDILO GASTELUM, with the intent to  
17 violate the immigration laws of the United States, knowing and in  
18 reckless disregard of the fact that an alien, namely, Ernesto  
19 Martinez-Mosqueda, had come to, entered and remained in the United  
20 States in violation of law, did transport and move said alien within  
21 the United States in furtherance of such violation of law; in  
22 violation of Title 8, United States Code, Sections 1324(a)(1)(A)(ii)  
23 and (v)(II).

24 Count 7

25 On or about June 5, 2008, within the Southern District of  
26 California, defendant JOSE BAUDILO GASTELUM, with the intent to  
27 violate the immigration laws of the United States, knowing and in  
28 reckless disregard of the fact that an alien, namely, Jorge Ortiz-

1 Gonzalez, had not received prior official authorization to come to,  
2 enter and reside in the United States, did bring to the United States  
3 said alien for the purpose of commercial advantage and private  
4 financial gain; in violation of Title 8, United States Code,  
5 Section 1324(a)(2)(B)(ii), and Title 18, United States Code,  
6 Section 2.

7 Count 8

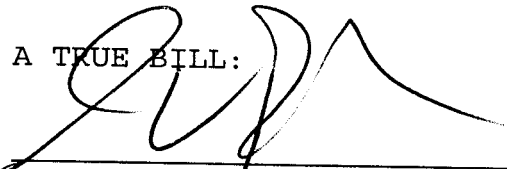
8 On or about June 5, 2008, within the Southern District of  
9 California, defendant JOSE BAUDILO GASTELUM, with the intent to  
10 violate the immigration laws of the United States, knowing and in  
11 reckless disregard of the fact that an alien, namely, Jorge Ortiz-  
12 Gonzalez, had come to, entered and remained in the United States in  
13 violation of law, did transport and move said alien within the United  
14 States in furtherance of such violation of law; in violation of  
15 Title 8, United States Code, Sections 1324(a)(1)(A)(ii) and (v)(II).

16 Pretrial Release Allegations

17 It is further alleged that defendant JOSE BAUDILO GASTELUM,  
18 committed the offenses charged in Counts 1 thru 8 while he was on  
19 pretrial release for felony charges in Criminal Case No. 07CR3318-JLS,  
20 and therefore is subject to an enhanced penalty of not more than one  
21 year of imprisonment per count, pursuant to Title 18, United States  
22 Code, Section 3147.

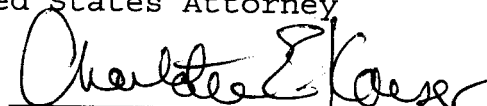
23 DATED: June 18, 2008.

24 A TRUE BILL:

25   
26 Foreperson

27 KAREN P. HEWITT  
United States Attorney

28 By:

  
CHARLOTTE E. KAISER  
Assistant U.S. Attorney